

AO 440 (Rev. 05/00) Summons in a Civil Action

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

SUMMONS IN A CIVIL CASE

TOUHY & TOUHY, LTD.

CASE NUMBER:

V.

ASSIGNED JUDGE:

ERIK H. LANGE LAND and
ERIK H. LANGE LAND, P.C., a professional
corporation

DESIGNATED
MAGISTRATE JUDGE:

TO: (Name and address of Defendant)

Erik H. Langeland, 300 East 34th Street, #25E, New York, New York 10016

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

E. Steven Yonover
161 N. Clark Street
Suite 2210
Chicago, Illinois 60601

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Michael W. Dobbins, Clerk

J. Cervantes

(By) DEPUTY CLERK

May 21, 2008

Date



AO 440 (Rev. 05/00) Summons in a Civil Action

| RETURN OF SERVICE | | |
|--|----------|-------|
| Service of the Summons and complaint was made by me ⁽¹⁾ | DATE | |
| NAME OF SERVER (PRINT) | TITLE | |
| <i>Check one box below to indicate appropriate method of service</i> | | |
| <input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____ | | |
| <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____ | | |
| <input type="checkbox"/> Returned unexecuted: _____ _____ _____ | | |
| <input type="checkbox"/> Other (specify): _____ _____ _____ | | |
| STATEMENT OF SERVICE FEES | | |
| TRAVEL | SERVICES | TOTAL |
| DECLARATION OF SERVER | | |
| <p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ Date _____ <i>Signature of Server</i> _____</p> <p style="text-align: center;">_____ <i>Address of Server</i></p> | | |

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS

| | | |
|---------------------------------|-----------|--|
| TOUHY & TOUHY, LTD. |) | |
| | Plaintiff |) 08 CV 2950 |
| -vs- |) | AFFIDAVIT OF AUTHORIZED SERVICE |
| ERIK H. LANGELAND, and ERIK H. |) | |
| LANGELAND, P.C., a professional |) | Summons, Complaint, Jury Demand, Notice of |
| corporation |) | Filing, Exhibit 1, Exhibit 2 and Exhibit 3 |
| | Defendant |) |

Received by 1-800-SERVE-EM on May 22, 2008 at 2:43 PM to be served on Erik H. Langeland, 300 East 34th Street, #25E New York, NY 10016.

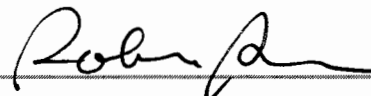
I, Robin Ramson #956-346, who being duly sworn, depose and say that on May 27, 2008 at 12:45 AM, I:

Served Erik H. Langeland by delivering a true copy of the Summons, Complaint, Jury Demand, Notice of Filing, Exhibit 1, Exhibit 2 and Exhibit 3 with the date and hour of service endorsed thereon by me, to Luis Garcia, Doorman, authorized to accept service at 300 East 34th Street, #25E New York, NY 10016.

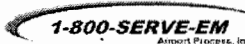
| | | |
|-------------------------|--------------------------|--------------------------------|
| Sex: Male | Weight: 160 lbs | Height: 6'2" |
| Hair Color: Gray | Skin Color: Brown | Military Enrollment: No |

Said premises are defendant's last known residence within the State of New York. On May 23rd, 2008, I also enclosed a copy of same Summons, Complaint, Jury Demand, Notice of Filing, Exhibit 1, Exhibit 2 and Exhibit 3 in a postal sealed wrapper properly marked Personal and Confidential and addressed to Erik H. Langeland, 300 East 34th Street, #25E, New York, NY 10016 and deposited said wrapper in a post office under the exclusive care and custody of the United States Postal Service within the State of New York.

I am over the age of 18, have no interest in the above action, and am authorized to serve process in the county in which the process was served.

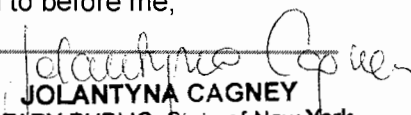


Robin Ramson #956-346
1-800-SERVE-EM
800.737.8336
Job Serial Number: 2008299388
Reference: 08 CV 2950



State of: New York
County of: New York
Subscribed and sworn to before me,

NOTARY PUBLIC


JOLANTYNA CAGNEY
NOTARY PUBLIC, State of New York
No. 01CA6111489
Qualified in New York County
Commission Expires June 14, 2012

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

**TOUHY & TOUHY, Ltd.,
a professional corporation,**

Plaintiff,

v.

**ERIK H. LANGELAND and
ERIK H. LANGELAND, P.C.
a professional corporation,**

Defendants.

)
)
)
) **No. 08 cv 2950**
)
) **Judge Holderman**
)
) **Magistrate Judge Ashman**
)
)
)
)

NOTICE OF FILING

TO: Kimberly E. Rients Blair
Tyler Mertes
Gordon & Rees, LLP
1 North Franklin Street, 1800
Chicago, Illinois 60606

PLEASE TAKE NOTICE that on June 18, 2008, I shall file with the clerk of the U.S. District Court for the Northern District of Illinois at the Dirksen Federal Court Building, 219 South Dearborn Street, Chicago, Illinois and the attached the attached **PROOF OF SERVICE OF SUMMONS**, a copy of which is attached hereto and served upon you.

/s/E. Steven Yonover
E. Steven Yonover
One of the Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I, the undersigned, certify that a copy of the foregoing **PROOF OF SERVICE OF SUMMONS** was served on the following individuals, via electronic mail and/or ordinary U.S. mail, postage prepaid, this 18th day of June, 2008.

Kimberly E. Rients Blair
Tyler Mertes
Gordon & Rees, LLP
1 North Franklin Street, 1800
Chicago, Illinois 60606

/s/E. Steven Yonover
E. Steven Yonover
One of the Attorneys for Plaintiff

E. Steven Yonover
161 North Clark Street
Suite 2210
Chicago, Illinois 60601
(312) 236-9493
(847) 205-0022